

BY: Environmental Matters Committee

AMENDMENTS TO SENATE BILL 339
(Third Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 11, before “altering” insert “repealing certain provisions of law that apply certain prohibitions involving the use of a wireless communication device to certain operators of certain motor vehicles only if the motor vehicle is in motion; providing that certain prohibitions against the use of a wireless communication device while operating a motor vehicle apply only if the vehicle is in the travel portion of the roadway;”.

On page 2, in line 20, after “vehicle” insert “IN THE TRAVEL PORTION OF THE ROADWAY”.

On page 4, in lines 4 and 9, in each instance, strike “motion” and substitute “THE TRAVEL PORTION OF THE ROADWAY”.

AMENDMENT NO. 2

On page 1, in line 13, before “prohibiting” insert “repealing a certain provision of law”; and in lines 14 and 15, strike “second or subsequent” and substitute “first”.

On page 4, strike in their entirety lines 13 through 27, inclusive, and substitute:

“(e) [A police officer may enforce this section only as a secondary action when the police officer detains a driver for a suspected violation of another provision of the Code.

(f) (1) A person convicted of a violation of this section is subject to the following penalties:

(Over)

- (i) For a first offense, a fine of not more than \$40; and
- (ii) For a second or subsequent offense, a fine of \$100.

(2) For a first offense under this section, points may not be assessed against the individual under § 16-402 of this article unless the offense contributes to an accident.

(g) The court may waive [a penalty under subsection (f)] **THE PENALTY FOR A VIOLATION** of this section for a person who.”.